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STEPHEN G. MILLER and  
MADELINE CAROL MILLER,

Plaintiffs,

NO. CIV. S-00-803 LKK/GGH

BANK OF AMERICA

Defendant.

## O R D E R

17 On June 16, 2004, upon receipt of correspondence from the  
18 parties regarding settlement, the court directed the parties to  
19 file documents disposing of the case. The time to do so has long  
20 since passed and no stipulation to dismiss has been filed. The  
21 above-captioned case is now DISMISSED for failure to prosecute.

22 IT IS SO ORDERED.

23 DATED: August 11, 2005.

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25

/s/Lawerence K. Karlton

LAWRENCE K. KARLTON

## SENIOR JUDGE

UNITED STATES DISTRICT COURT